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 7 HOT TOPIC, INC. d/b/a HOT TOPIC and TORRID

8 **UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

10
 11 KAKU LAB CORPORATION,

CASE NO. C07-05297 BZ

12 Plaintiff,

**DECLINATION TO PROCEED BEFORE
 A MAGISTRATE JUDGE AND REQUEST
 FOR REASSIGNMENT TO A UNITED
 STATES DISTRICT JUDGE**

13 v.
 14 HOT TOPIC, INC., a California
 Corporation; and DOES 1 through 20,
 15 inclusive,

16 Defendants.

17
 18 **REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE:**

19 The undersigned party hereby declines to consent to the assignment of this case to a
 20 United States Magistrate Judge for trial and disposition and hereby requests the reassignment of
 21 this case to a United States District Judge.

22 DATED: February 19, 2008

ROPERS, MAJESKI, KOHN & BENTLEY

23 By:


 24 JAMES C. POTEPAK
 25 COURTNEY E. CURTIS
 26 Attorneys for Defendant
 27 HOT TOPIC, INC. D/B/A HOT TOPIC
 28 AND TORRID

1 **CASE NAME:** *Kaku Lab Corporation v. Hot Topic, Inc., et al.*

2 **ACTION NO.:** C 07-05297 BZ

4 **PROOF OF SERVICE**

5 I am a citizen of the United States. My business address is 515 South Flower Street, Suite
 6 1100, Los Angeles, California 90071. I am employed in the County of Los Angeles where this
 7 service occurs. I am over the age of 18 years, and not a party to the within cause. I am readily
 8 familiar with my employer's normal business practice for collection and processing of
 correspondence for mailing with the U.S. Postal Service, and that practice is that correspondence
 is deposited with the U.S. Postal Service the same day as the day of collection in the ordinary
 course of business.

9 On the date set forth below, following ordinary business practice, I served a true copy of
 10 the foregoing document described as:

11 **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST
 12 FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

- 13 (BY FAX) by transmitting via facsimile the document(s) listed above to the fax
 number(s) set forth below, or as stated on the attached service list, on this date
 before 5:00 p.m.
- 14 (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be
 placed in the United States mail at Los Angeles, California.
- 15 (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand
 this date to the offices of the addressee(s).
- 16 (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an
 overnight delivery carrier with delivery fees provided for, addressed to the
 person(s) on whom it is to be served.

19 *** SEE SERVICE LIST ***

- 21 (*Federal*) I declare that I am employed in the office of a member of the bar of
 22 this court at whose direction the service was made.

23 Executed on February 19, 2008, at Los Angeles, California.

25 
 26 Jennie Cecchini

CASE NAME: *Kaku Lab Corporation v. Hot Topic, Inc., et al.*

ACTION NO.: C 07-05297 BZ

SERVICE LIST

Attorneys for Plaintiff KAKU LAB CORPORATION

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